P.R. No. 2121/06 Sahu
Presented by Shri Sushil Sahu
dated 26/7/06

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

Misc. Appeal No. 954 /2006 Division Bench

APPELLANT : Smt. Angaroo Bai,
Claimant W/o Gend Singh Ravte,
Caste- Halva, age 42 years,
R/o Village- Bhirawahi,
Post- Hatkondal, Tahsil-
Bhanupratappur, District- Kanker (C.G.).

-Versus –

RESPONDENT : 1. Shri Virendra Kumar, 24 years,
S/o Chatur Singh Kumhar,
R/o Village- Sankri, Police Station
And Tahsil – Gunderdehi,
District- Durg (C.G.).

RESPODNENT 2. Shri Suresh Kumar Jain,
S/o Raval Chand Jain,
R/o Village- Dondi, Tahsil- Balod,
District- Durg (C.G.).

RESPONDENT 3. National Insurance Company Ltd.
Through Divisional Manager,
Power House, Bhilai,
District- Durg (C.G.).

APPEAL UNDER SECTION 173 OF THE MOTOR VEHICLES ACT, 1988.

HIGH COURT OF CHHATTISGARH : BILASPUR
(LOK ADALAT)

MISCELLANEOUS APPEAL No. 954 OF 2006

(33)

Appellant : Smt. Angaroo Bai

Versus

Respondents: Shri Virendra Kumar & others

(Arising out of Claim Case No. 47 of 2004)

06-01-2007

Appellant-Smt. Angaroo Bai with Shri Indrasen Sahu, counsel for the appellant.

None for respondents No. 1 and 2.

Shri. S. Das, Assistant Manager, National Insurance Company Ltd. with Shri Anand Kumar Gupta, counsel for respondent No.3.

In terms of compromise, award is passed as below:-

1) In addition to compensation already awarded by the Tribunal, respondent No.3 shall pay Rs.50,000/- (Rupees Fifty Thousand Only) to the appellant.
2) For disbursement and deposit in FDR, the direction and ratio adopted by the Tribunal, if any, shall follow.
3) The amount, if any, kept in deposit with Bank shall be payable under the orders of Tribunal in accordance with law.
4) Appellant shall be entitled to receive interest on the amount so deposited, if any.
5) In view of the above, appeal against respondents No.1 & 2 stands dismissed.
6) Out of the above amount, Rs.500/- (Rupees Five Hundred Only) shall be paid to counsel for the appellant directly by respondent No.3 towards counsel fee.
7) If the amount awarded is not deposited within a period of one month, the Insurance Company shall be liable to pay interest at the rate of 9% per annum thereafter.
8) Copy of the award shall be given to the parties free of cost.

Sd/-

Justice Vijay Kumar Shrivastava
High Court of Chhattisgarh
Bilaspur

Sd/-
Member – Lok Adalat
High Court of Chhattisgarh
Bilaspur

Gowri